

AN ORDINANCE

97115

AUTHORIZING THE FIRST AMENDMENT TO THE LEGAL SERVICES AGREEMENT WITH MILLER, CANFIELD, PADDOCK & STONE P.L.C. TO CONTINUE TO PROVIDE LEGAL ASSISTANCE RELATED TO TELECOMMUNICATIONS, CABLE, BROADBAND OR INTERNET MATTERS, INCLUDING FRANCHISE RENEWAL AND REOPENER NEGOTIATIONS FOR AN ADDITIONAL AMOUNT NOT TO EXCEED \$40,000; AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT; AND AUTHORIZING PAYMENT.

* * * * *

WHEREAS, a Legal Services Agreement (the "Agreement") with the law firm of Miller, Canfield, Paddock and Stone, P.L.C., in an amount not to exceed \$40,000 was authorized by Ordinance No. 94941 on November 15, 2001; and

WHEREAS, this First Amendment to that Agreement will authorize an additional amount of \$40,000, for a total amount not to exceed \$80,000, to allow Mr. Tillman L. Lay, the principal attorney assigned to assist the City, to continue to provide legal services associated with telecommunications, cable, broadband and Internet issues; and

WHEREAS, this action was coordinated through the Public Utilities Division and the City Attorney's Office; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The First Amendment to the Legal Services Agreement with Miller, Canfield, Paddock & Stone, P.L.C. for an additional amount not to exceed \$40,000, to provide the City with legal assistance related to telecommunications, cable, broadband and Internet matters, including cable franchise renewal and reopener negotiations, is hereby approved. A copy of the First Amendment to the Legal Services Agreement, in substantially final form, is attached hereto and incorporated herein for all purposes as Attachment I. Upon final execution, the final Second Amendment to the Interim License Agreement will be attached hereto and incorporated herein as Attachment II.

SECTION 2. The City Manager, or her designee, shall be authorized to execute said First Amendment to the Legal Services Agreement in substantially the same form as Attachment I.

SECTION 3. Funds are authorized to be encumbered for payment in Fund 11-000 (General Fund), Index Code 665547, entitled "Third Party Review", in the amount not to exceed \$40,000.00, and made payable to the Law Offices of Miller, Canfield, Paddock, and Stone, P.L.C.

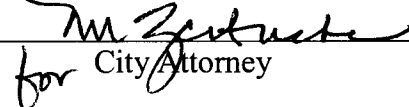
SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager, or her designee, modify allocations to specific Index Codes and the Fund Numbers, as necessary to carry out the purpose of this Ordinance.

SECTION 5. This ordinance shall take effect on the tenth (10th) day after the date of passage hereof.

PASSED AND APPROVED this 30th day of January, 2003.


M A Y O R

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney